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NOV 3 2004 Paper No. 6

AIR PRODUCTS AND CHEMICALS, INC.
PATENT DEPARTMENT
7201 HAMILTON BOULEVARD
ALLENTOWN PA 18195-1501

In re Application of:
Ronald Joseph Pangrazi et al.
Serial No.: 10/024,967
Filed: December 19, 2001
For: TEST FOR MEASURING ADHESION OF
POLYMER BINDERS TO A HEATED
METAL SURFACE

DECISION ON PETITION

This is a decision on the petition, filed May 14, 2004, via facsimile transmission, to withdraw the holding of abandonment of the above-identified application.

The petition is GRANTED.

This application was held abandoned for failure to respond in a timely manner to the non-final Office action of August 22, 2003. A Notice of Abandonment was mailed on May 2, 2004.

Petitioner states that a response was in fact timely mailed on November 26, 2003. To support this assertion, petitioner has submitted a copy of a post card receipt that acknowledges receipt in the USPTO of a response along with a request for extension of time on November 28, 2003. A copy of the response was submitted with the petition.

The response originally filed on November 28, 2003 was not associated with the application file. However, the finance record indicates that fee of \$110 for the one-month extension of time was collected from petitioner's Deposit Account on December 3, 2003.

In view of the above-stated evidence, it is hereby accepted that a response was timely filed but lost by the USPTO after receipt thereof. The application is not abandoned in fact.

The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. Inconvenience to the applicant is regretted.

The copy of the response is accepted since the originally submission is apparently lost.

The response will be entered and consider by the examiner and an Office action will be issued in due course.

Any inquiry regarding this decision should be directed to Hien H. Phan, Special Program Examiner, at (571) 272-1606.


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